

SUPERIOR COURT OF ARIZONA  
COUNTY OF COCHISE

DATE: March 12, 2018

FILED

2018 MAR 12 PM 4:00

CASE: IN THE MATTER OF:

CONRAD JOHN KAMUELA KEALOHAMAIAKAI  
PFLEGING-KAUHAIHAO  
DOB: 10/03/2006

Person(s) Under the Age  
of Eighteen Years

DAVAKI LUCIA PEARL NA'EHEUOKAPO  
PFLEGING-KAUHAIHAO  
DOB: 09/30/2007

WHISPER LA'AKEA KALEIKAUMAKA  
PFLEGING-KAUHAIHAO  
DOB: 12/19/2008

MINUTE ENTRY ACTION:

REVIEW HEARING

CASE NO.: JD201700058

JUDGE: HONORABLE TERRY BANNON  
DIVISION: Six  
COURT REPORTER: RevolutionaryText, LLC  
ADDRESS & PHONE

MARY ELLEN DUNLAP, Clerk

By: Eva Collins (03/12/2018) Deputy Clerk  
Docketed by: \_\_\_\_\_

PRESENT: Eric Levy, appearing on behalf of David Martin, Assistant Attorney General, on behalf of the Department of Child Safety  
Gail Lester, DCS Case Manager  
Christopher Caine, Esq., appearing telephonically on behalf of the mother, Heather Fairchild, who is appearing telephonically  
Janis Benson, Deputy Public Defender, on behalf of the children, who are not present  
Celeste Fagan, CCS Licensing Specialist  
Amber Aarup and Mary Blanchard, CASA  
Placement is present

THE RECORD MAY SHOW that prior to commencement of proceedings, State's Exhibit 1 was marked for identification.

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This matter came before the Court at 10:29 a.m. this date for a Review Hearing.

THE RECORD MAY SHOW the filing by the Department of ASFA Re: Reasonable Efforts to Finalize the Permanency Plan.

**PROCEEDINGS:**

Pursuant to A.R.S. § 8-525, the Court has determined that this proceeding is to remain open to the public and the Court has posted an admonition to all attendees that they may not disclose any identifying information about the children, siblings, parents, guardians or caregivers, or other persons identified in the proceeding. The Court has explained in a posted notice of contempt the possible consequences for a violation of this court order, which includes a fine, a term of imprisonment, or both.

**ICWA:**

The Court FINDS that the Indian Child Welfare Act DOES NOT apply.

**STATUS OF THE CASE:**

The Court **FINDS** it is in receipt of and has reviewed the CASA Report filed February 28, 2018.

Upon inquiry of the Court, Mr. Levy presented the position of the Department and advised the mother has continued to use substances and needs to participate in a detox before being admitted into The Haven. The Department has requested the mother participate in residential treatment services.

Ms. Benson presented the position of the minor children and advised they have requested to receive longer visitation with the mother.

Mr. Caine presented the position of the mother and advised she is engaged in substance abuse classes through SEABHS. Mr. Caine will discuss detox options with the mother.

The Court addressed the mother regarding the statutory timeline.

Mr. Levy requested the mother speak with her SEABHS case manager regarding detox options.

The Court **CONFIRMED** the primary case plan of family reunification with a concurrent case plan of severance and adoption.

The Court **FINDS** service upon the mother is proper.

Upon inquiry of Mr. Levy, the mother provided her contact number as 520-507-2707.

The Court reiterated previous orders for the mother to remain in contact with her counsel and the case manager.

**DOCUMENTS REVIEWED:**

The Court has received and reviewed the following documents:

Report to the Court dated March 2, 2018

There being no objection, the Court admitted State's Exhibit 1

**FINDINGS AND ORDERS:**

The Court having considered the statements of those present and the evidence before the Court, makes the following findings and orders:

The Court **FINDS** the minor children continue to be **DEPENDENT CHILDREN**.

**IT IS ORDERED** that the minor children shall remain wards of the Court in the legal care, custody and control of the Arizona Department of Child Safety.

**IT IS ORDERED** that the physical care, custody and control of the minor children shall remain as set forth in placement orders.

**FUTURE HEARINGS:**

IT IS ORDERED SETTING a Review Hearing on **MONDAY, MAY 21, 2018 at 4:00 p.m.** in Division Six of the Superior Court.

**THE RECORD MAY SHOW** Mr. Caine may appear telephonically for the May 21<sup>st</sup> hearing.

**ADMONITIONS:**

The Court has admonished the mother that:

- Failure to attend further proceedings may result in proceedings going forward in her absence;
- Failure to participate in reunification services may result in the termination of parental rights or the establishment of a permanent guardianship.

The Court **FINDS** that the mother was previously advised of the consequences of her failure to attend future hearings or participate in reunification services.

**THE RECORD MAY SHOW** the signing by the Court of the Department's ASFA Re: Reasonable Efforts to Finalize the Permanency Plan in open court this date.

Proceedings concluded at **10:43 a.m.**

DATED

3/12/18



**Honorable Terry Bannon**  
**Judge Pro Tempore of the Superior Court**

Mailed/distributed by: E. Collins on

3/14/18 *ec*

xc: ~~David Martin, Assistant Attorney General (e)~~  
~~Gail Lester, DCS - Benson (e)~~  
~~Christopher Caine, Esq. (e)~~  
~~Janis Benson, Deputy Legal Defender (e)~~  
~~Dependency Coordinator (e)~~  
~~CASA (e)~~  
~~PCRB~~  
~~Div VI JAA (e)~~